

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Joseph B. SAINTON et al

Serial No : 09/392,676

Filed : September 8, 1999

For : APPARATUS AND METHODS FOR
NETWORKING OMNI-MODAL RADIO
DEVICESExaminer:
E. UrbanArt Unit:
2683**DRAFT FOR
INTERVIEW****5/24/01 @ 9:30AM****703 - 872 - 9314**
- 305 - 4385**AMENDMENT UNDER 37 C.F.R. 1.173(b)**Assistant Commissioner for Patents
Washington, D.C. 20231

Dear Sir:

The following is presented in response to the Office Action mailed April 11, 2001, in connection with the above-captioned reissue application.

In the Claims: **TO BE DISCUSSED****REMARKS**

The Examiner's indication of allowance of claims 1-24 is appreciated. Claims 1-46 are pending and claims 25-46 have been rejected.

Initially, the Examiner's rejection of claim 44 under 35 U.S.C. 103(a) as being unpatentable over Zicker, in view Andrews is respectfully traversed. In particular, the Zicker reference, while teaching hardware similar to that claimed, in actuality teaches and suggests a wireless communication network system which is the direct antithesis of that instantly claimed. Specifically, Zicker (column 2, lines 60-68; column 3, lines 1-25) sets forth a wireless communication network system in which the user is not regarded as qualified to make instantaneous pricing decisions while "roaming", and, therefore, the wireless